



State of New Jersey
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF HAZARDOUS WASTE MANAGEMENT

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Responsible Party Remedial Action

Mark Matthews
Vice President
Plasti-Clad Metal Products, Inc.
P.O. Box 121
Manasquan, NJ 08736-0121

JAN 3 1 1989

Dear Mr. Matthews:

RE: Termination of TSD Status, Plasti-Clad Metal Products, Inc., Wall Twp.,
EPA ID NO. NJD 011 417 516

The Department of Environmental Protection (the Department) is in receipt of Closure Plan Certification dated September 15, 1988 and additional submittal dated December 29, 1988 submitted by JM Sorge, Inc., consultant representing Plastic-Clad Metal Products, Inc., for the purpose of terminating the above referenced facility's hazardous waste treatment, storage, or disposal (TSD) facility status.

Plasti-Clad Metal Products, Inc. has been listed as a TSD facility because the owner had originally filed a Part A Hazardous Waste Permit Application with the USEPA dated November 18, 1980 which indicated that the facility stored hazardous waste in a tank(s) with a capacity of 4,000 gallons. Upon receipt of the Department's request for the complete New Jersey Hazardous Waste Facility Permit Application, the facility decided to close the hazardous waste storage tank and to operate strictly as a generator of hazardous waste exempt from permitting requirements in accordance with N.J.A.C. 7:26-12.1(b)1.

On December 31, 1986 Plastic-Clad Metal Products, Inc. submitted a closure plan for the facility's four (4) hazardous waste storage tanks (1-6,000 gal., 1-3,000 gal, 2-990 gal.). On January 8, 1987 the facility requested the Department's approval for accumulation of hazardous waste in three (3) aboveground tanks (1-6,000 gal., 2-990 gal.) for 90 days or less. Approval of the closure plan and 90 day or less accumulation request was issued on December 10, 1987.

During the closure period, Plastic-Clad Metal Products, Inc. decided to discontinue use of the two (2)-990 gal. tanks instead of utilizing them for hazardous waste accumulation. As a part of the closure procedures, these two (2) tanks were manifested off-site as hazardous waste.

JAN 31 1989

Mark Matthews
Page 2

After receipt of the aforementioned Closure Plan Certification, the Department performed a closure inspection and determined that termination of TSD status could not be completed due to the facility's lack of documentation procedures verifying that the 6,000 gallon accumulation tank is emptied every 90 days or less. JM Sorge, Inc.'s December 29, 1988 submittal satisfactory addressed the documentation issue.

Based upon the above, the Department has concluded that the only hazardous waste activity occurring on-site is the accumulation of waste in a 6,000 gallon, aboveground tank for ninety (90) days or less. If this conclusion is incorrect or incomplete, please contact the Department immediately.

Assuming the aforementioned conclusion is correct, Plasti-Clad Metal Products, Inc.'s facility identified by the following USEPA identification number:

NJD 011 417 516

is excluded from applicable hazardous waste treatment, storage, or disposal regulations under N.J.A.C. 7:26-1 et seq. provided that all hazardous waste generated on-site is accumulated in the 6,000 gallon tank in accordance with the following:

1. The tank shall have sufficient strength to ensure that it will not collapse or rupture. Since the tank is constructed of fiberglass-reinforced plastic, specifying a minimum shell thickness is impractical. Therefore, to ensure the integrity of the tank, Plasti-Clad Metal Products, Inc. shall perform daily inspections to detect ruptures, cracks, or any other deterioration of the tank and shall execute any repairs necessary to prevent the release of hazardous waste;
2. The controls to prevent overfilling shall be maintained in accordance with N.J.A.C. 7:26-10.5(c);
3. The tank storage area's secondary containment shall be maintained in accordance with N.J.A.C. 7:26-10.5(d);
4. The tank shall be maintained to ensure at least 99 percent of the volume of the tank can be readily emptied by direct pumping or drainage;
5. The tank shall be rendered empty, as defined at N.J.A.C. 7:26-1.4, every 90 days or less;
6. All waste removed from the tank shall be shipped off-site to an authorized facility or placed in an on-site, authorized facility, as defined at N.J.A.C. 7:26-1.4;
7. The facility shall comply with the requirements for owners or operators of hazardous waste facilities under N.J.A.C. 7:26-9.4(g) concerning personnel training, and under N.J.A.C. 7:26-9.6 and 9.7 concerning preparedness and prevention, contingency plans and emergency procedures; and

8. While being accumulated on-site, the tank shall be clearly labeled or marked with the words "Hazardous Waste".

Your company's hazardous waste facility above is no longer included in DEP's list of "existing facilities" (see N.J.A.C. 7:26-1.4 and 12.3) and therefore does not need to conform with the interim operating requirements of N.J.A.C. 7:26-1 et seq. for "existing facilities". It is the company's responsibility to operate within conditions listed above. To operate a hazardous waste facility without prior approval from the DEP is a violation of the Solid Waste Management Act N.J.S.A. 13:1E-1 et seq.

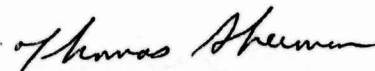
This written acknowledgement of the exclusion of the subject company from the hazardous waste facility requirements under N.J.A.C. 7:26-1 et seq. is based expressly on the review of the aforementioned correspondence. This letter makes no claim as to the extent and physical condition of the actual hazardous waste activities occurring at the site mentioned above.

The issuance of this delisting letter by the Department does not indicate, or imply, and should not be construed as a waiver of any requirements pursuant to the New Jersey Water Pollution Control Act, N.J.S.A. 58:10A-1 et seq. and regulations promulgated thereunder concerning New Jersey Pollutant Discharge Elimination System, N.J.A.C. 7:14-1 et seq. If your facility is in any of the regulated categories identified in the above cited regulations, you are hereby directed to apply for any and all permits necessary within ninety (or 180 days at the option of DWR) to the Bureau of Ground Water Discharge Permits, CN 029, Trenton, New Jersey, 08625. Applications may be obtained by calling (609) 292-0424.

Financial assurances required by N.J.A.C. 7:26-9.10 and N.J.A.C. 7:26-9.13 are obviated by the termination of TSD status. Attached is a copy of the original Trust Agreement between Plasti-Clad Metal Products, Inc. and The Central Jersey Bank and Trust Company.

If you have any questions concerning this matter, contact Michael Gerchman of my staff at (609) 292-9880.

Very truly yours,



Thomas Sherman, Acting Chief
Bureau of Hazardous Waste Engineering

EP62/slw
Attachment

cc: Barry Tornick, USEPA
Vincent Krisak, BCE
Gordon Beaver, BHWE

DOCUMENT: PLASTI
FOLDER: LXMMCB